

**TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
APPLICATION TO AMEND CERTIFICATES OF ADJUDICATION
(SECTION 11.121, 11.042, 11.085 OR 11.143, TEXAS WATER CODE)
TAC CHAPTERS 30, 50, 281, 287, 288, 295, 297 AND 299
Water Supply Division, Water Rights Permitting MC-160**

P.O. Box 13087

Austin, Texas 78711-3087

Telephone (512) 239-4691, FAX (512) 239-4770

(if including a check, mail directly to P.O. Box 13088, Austin, TX 78711-3088)

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

1. Applicant Information.

A. Applicant Name(s): Bob R. Simpson and Janice L. Simpson (the "Applicant").

Mailing Address: Attn: Brad Reynolds, 6608 Bryant Irvin Road, Fort Worth, Texas 76132

Telephone Number: Please see Cover Letter for contact information. Fax Number: _____

Email Address: _____

B. Customer Reference Number (if issued): CN604273102

Note: If you do not have a Customer Reference Number, complete Section II of the Core Data Form (TCEQ-10400) and submit it with this application.

C. Fees and Penalties

Applicant owes fees or penalties?

☐ Yes ☒ No

If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

D. Lienholder Information

Provide this information on the holder of any liens on any land to which the water right would be appurtenant):

Not applicable.

2. Dam (structure), Reservoir and Watercourse Data.

A. Type of Storage Reservoir (indicate by checking (✓) all applicable)

☒ on-channel ☐ off-channel ☒ existing structure ☐ proposed structure ☐ exempt structure**

* Applicant shall provide a copy of the notice that was mailed to each member of the governing body of each county and municipality in which the reservoir, or any part of the reservoir, will be located as well as copies of the certified mailing cards.

** TWC Section 11.143 for uses of water for other than domestic, livestock, or fish and wildlife from an existing, exempt reservoir with a capacity of 200 acre-feet or less. Please complete Paragraph 6 below if proceeding under TWC 11.143.

Date of Construction: Please see Attachment A, Additional Information.

B. Location of Structure No. **Please see Attachment A, Additional Information, for Parts 2.B, 2.C and 2.D.**

- 1) Watercourse: _____
- 2) Location from County Seat: _____ miles in a _____ direction from _____, _____ County, Texas.
Location from nearby town (if other than County Seat): _____ miles in a _____ direction from _____, a nearby town shown on county highway map.
- 3) Zip Code: _____
- 4) The dam will be/is located in the _____ Original Survey No. _____, Abstract No. _____ in _____ County, Texas.
- 5) Station _____ on the centerline of the dam is _____° _____ (bearing), _____ feet (distance) from the _____ corner of _____ Original Survey Texas, also being at Latitude _____°N, Longitude _____°W.
Provide the Latitude and Longitude coordinates in decimal degrees, to at least six decimal places, and indicate the method used to calculate the diversion point location.

C. Reservoir:

- 1) Acre-feet of water impounded by structure at normal maximum operating level: _____
- 2) Surface area in acres of reservoir at normal maximum operating level: _____

D. Drainage Area

The drainage area above the dam is _____ acres or _____ square miles.

E. Other **Not applicable.**

- 1) If this is a U.S. Natural Resources Conservation Service (NRCS) (formerly Soil Conservation Service (SCS)) floodwater-retarding structure, provide the Site No. _____ and watershed project name _____.
- 2) Do you request authorization to close the "ports" or "windows" in the service spillway?
☐ Yes ☐ No

3. **Appropriation/Diversion Request (total amount of water needed, including maximum projected uses and accounting for evaporative losses for off-channel storage, if applicable).**

A. Appropriated water will be used as follows: **Please see Attachment A, Additional Information.**

	Purpose*	Place of Use	Acre-feet per year
1)			
2)			
3)			

*If agricultural use, list crops(s) to be irrigated:

B. Lands to be irrigated (if applicable): **Not applicable.**

- 1) Applicant proposes to irrigate a total of _____ acres in any one year. This acreage is all of or part of a larger tract(s) which is described in a supplement attached to this application and contains a total of _____ acres in _____ County, Texas. A copy of the deed(s) describing the overall tract(s) with the recording information from the county records is attached.
- 2) Location of land to be irrigated: In the _____
Original Survey No. _____, Abstract No. _____.

C. Diversion Point No. _____. **Not applicable.**

- 1) Watercourse: _____
- 2) Location of point of diversion at Latitude _____°N, Longitude _____°W,
Provide Latitude and Longitude coordinates in decimal degrees, to at least six decimal places, and indicate the method used to calculate the diversion point location.

also bearing _____° _____ feet
(distance) from the _____ corner of the _____ Original
Survey No. _____, Abstract No. _____, County, Texas.
- 3) Location from County Seat: _____ miles in a _____ direction from
_____, _____ County, Texas.
Location from nearby town (if other than County Seat): _____ miles in a _____
direction from _____, a nearby town shown on county
highway map.
- 4) Zip Code: _____
- 5) The diversion will be (check (√) all appropriate boxes and if applicable, indicate whether existing or proposed):

	Directly from stream	Existing	Proposed
	From an on-channel reservoir		
	From stream to an off-channel reservoir		
	From a stream to an on-channel reservoir		
	From an off-channel reservoir		
	Other method (explain fully, use additional sheets if necessary)		

6) Rate of Diversion (Check (√) applicable provision):

___ 1. Diversion Facility:

- A. _____ Maximum gpm (gallons per minute)
- B. _____ Number of pumps
- C. _____ Type of pump
- D. _____ gpm, Pump capacity of each pump
- E. Portable pump _____ Yes or _____ No.

___2. If by gravity:

- A. ___ Headgate ___ Diversion Dam ___ Maximum gpm
B. ___ Other method (explain fully - use additional sheets if necessary)

7) The drainage area above the diversion point is _____ acres or _____ square miles.

D. Return Water or Return Flow **Not Applicable.**

(location and quantity information, provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location):

Water which is diverted but not consumed as a result of the above stated use, will be returned to

_____; tributary of _____

_____, tributary of _____,

_____ Basin, at a point which is at Latitude _____

_____°□□□N, Longitude _____°W, also, bearing

_____° (direction), _____ feet (distance) from the

_____ corner of the _____ Original Survey

No. _____, Abstract No. _____, in _____ County, Texas.

Zip Code: _____

Estimated **annual** amount of return flow to said stream will be _____ acre-feet.

E. Surplus Water **Not applicable.**

(provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location):

Water which is diverted but not used beneficially will be returned to _____,

tributary of _____, _____ Basin at a point

which is at Latitude _____°N, Longitude _____°W, also

bearing _____° (direction), _____ feet

(distance) from the _____ corner of the _____ Original Survey

No. _____, Abstract No. _____, in _____ County, Texas.

Zip Code: _____

4. Discharge Point Information **Not applicable.**

(If applicable, provide Latitude and Longitude coordinates in decimal degrees to at least six decimal places and indicate the method used to calculate the diversion point location).

Discharge Point No. or Name: _____

A. Select the appropriate box for the source of water being discharged:

☐ Treated effluent

☐ Groundwater

☐ Other _____

B. Location of discharge point will be/is at Latitude _____° N, Longitude _____°W,
also bearing _____° _____ feet from the _____ corner of the _____

Original Survey No. _____, Abstract No. _____, in _____
_____ County, Texas.

What method was used to determine the Latitude and Longitude for the discharge point? (i.e., GPS Unit, USGS 7.5 Topographic Map, etc.)

C. Location from County Seat: _____ miles in a _____ direction from _____,
_____ County, Texas.

Location from nearby town (if other than County Seat): _____ miles in a _____
direction from _____, a nearby town shown on county highway map.

D. Zip Code: _____

E. Water will be discharged into _____ stream/reservoir,
(tributaries) _____,
_____ Basin.

F. Water will be discharged at a maximum rate of _____ cfs (_____ gpm).

G. The amount of water that will be discharged is _____ acre-feet per year.

H. The purpose of use for the water being discharged will be _____.

I. Additional information required:

For groundwater

- 1) Provide water quality analysis and 24 hour pump test for the well if one has been conducted.
- 2) Locate and label the groundwater well(s) on a USGS 7.5 Minute Topographic Map
- 3) Provide a copy of the groundwater well permit if it is located in a Groundwater Conservation District.
- 4) What aquifer the water is being pumped from?

For treated effluent

- 1) What is the TPDES Permit Number? Provide a copy of the permit.
- 2) Provide the monthly discharge data for the past 5 years.
- 3) What % of treated water was groundwater, surface water?
- 4) If any original water is surface water, provide the base water right number.

5. General Information.

A. The existing **dams and impoundments** are located on the land of **the Applicant**
_____, whose mailing address is **400 West 7th Street, Fort Worth, Texas 76102.**

B. If an application for the appropriation is granted, either in whole or in part, construction works will begin within _____ after such permit is issued. The proposed work will be completed within _____ from the date the permit is issued.
No additional appropriation of state water is being requested; the Applicant is proposing to use its existing water rights and is not requesting additional water.

C. A Water Conservation Plan is attached? _____ Yes X No. **Please see Attachment A, Additional Information.**

D. ☒ Interbasin transfer is not requested.

_____ Applicant requests authorization to transfer _____ acre-feet of water per year from the
_____ Basin to the _____ Basin of which
_____ acre-feet of water will be used for _____ purposes and
_____ acre-feet of water will be used for _____ purposes.

E. _____ Bed and Banks request to transfer _____ acre-feet of water per year within the bed
and banks of _____, tributary of _____
_____ Basin. **Not applicable.**

F. Is this project located within 200 river miles of the coast? _____ Yes ☒ No _____ Unknown

5. **Maps, plats, plans, and drawings accompany this application as required by applicable TAC Sections.**

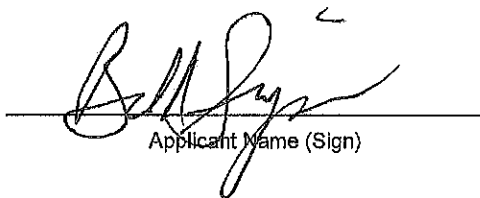
☒ Yes _____ No. Attach additional sheets.

6. _____ The dam(s) and reservoir(s) shown on the attached application was (were) constructed for
domestic and livestock purposes and I/we elect to seek a permit under Section 11.143 of the Texas
Water Code. **Not applicable.**

7. Provide information describing how this application addresses a water supply need in a manner that
is consistent with the state water plan or the applicable approved regional water plan for any area in
which the proposed appropriation is located or, in the alternative, describe conditions that warrant a
waiver of this requirement.

This Application is submitted to comply with Agreed Order Docket No. 2013-1290-WR-E.

**Rather than requesting a new appropriation, the Applicant is proposing to utilize existing
water rights, which are already reflected in the State Water Plan.**


Applicant Name (Sign)

Bob R. Simpson

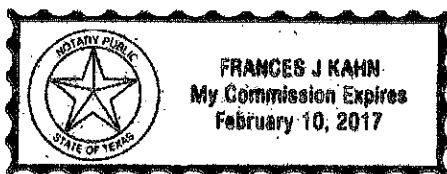
Applicant Name (Printed)

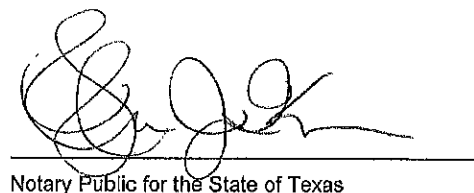

Applicant Name (Sign)

Janice L. Simpson

Applicant Name (Printed)

SWORN TO AND SUBSCRIBED before me this 13th day of April, 20 16.




Notary Public for the State of Texas